

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN (HATTIESBURG) DIVISION**

UNITED STATES OF AMERICA

PLAINTIFF

VS.

CASE NO. 2:18-cr-18-KS-MTP-3

GLENN DOYLE BEACH JR.

DEFENDANT

**OBJECTION AND MOTION TO QUASH OR, IN THE ALTERNATIVE,
MODIFY SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION,
OR OBJECTS IN A CRIMINAL CASE**

COMES NOW, Christian Brooke Braley and Lehman J. Braley, through the undersigned counsel, and pursuant to Federal Rule of Criminal Procedure 17(c)(2), file this Objection and Motion to Quash or, in the alternative, Modify the *Subpoena to Produce Documents, Information, or Objects in a Criminal Case*, and in support of said objections would state as follows:

1. Neither Lehman J. Braley nor Christian Brooke Braley is a party to this criminal case.
2. The Defendant in this criminal case has now served a subpoena *duces tecum* upon Cellular South, Inc. d/b/a C Spire (“C Spire”) commanding C Spire to produce records related to the cell phone numbers registered to Christian Brooke Braley under the account owned by Lehman J. Braley for the time period of January 1, 2015 to present. A copy of the subpoena is attached hereto as Exhibit 1.
3. Neither Lehman J. Braley nor Christian Brooke Braley was provided notice by any party to this litigation of the subpoena.
4. Lehman J. Braley and Christian Brooke Braley object to this subpoena which seeks private and personal information regarding Christian Brooke Braley’s telephone number as well as

all call logs, voice, and text message exchanges. Allowing C Spire to produce this information will result in an unlawful invasion of Christian Brooke Braley's right to privacy and a wrongful disclosure of private information and business information that has no relevance to this criminal action.

WHEREFORE, Christian Brooke Braley and Lehman J. Braley object to the subpoena and pray that this Court will enter an order quashing the subpoena on the grounds set forth herein, and that C Spire be relieved of any duty to respond to this subpoena; or, in the alternative, the Court will modify the subpoena so that only information relevant to the pending matter be disclosed.

Respectfully submitted this the 3rd day of October, 2018.

/s/ Randall E. Day, III
Randall E. Day III (MSB #9722)
Julie B. Mitchell (MSB #10064)
*Attorneys for Christian Brooke Braley
and Lehman J. Braley*

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CERTIFICATE OF SERVICE

I, Randall E. Day III, certify that I electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record.

This the 3rd day of October, 2018.

s/Randall E. Day III
Randall E. Day III